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# Supreme Court of the United States

OCTOBER TERM, 1946

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No. 1285 73

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MARIANNA VON MOLTKE,  
Petitioner.

vs.

A. BLAKE GILLIES,  
Superintendent of the-Detroit House of Correction,  
Respondent

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PETITIONER'S MOTION FOR ENLARGEMENT  
ON RECOGNIZANCE

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G. LESLIE FIELD,  
415 Dime Building,  
Detroit 26, Michigan,  
Attorney for Marianna von  
Moltke, Petitioner.

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Comes now the petitioner by her attorney and moves the court that she may be enlarged on recognizance pending final decision in this court and for grounds assigns the following:

Petitioner is 50 years of age and the mother of three American-born children, one of whom is a diabetic and in

need of her care and attention. Petitioner's husband is a naturalized American citizen. Petitioner has been in custody and separated from her family since August 24, 1943 and has no criminal record other than that involved in these proceedings. A reasonable doubt as to the validity of petitioner's conviction and sentence is evidenced by the dissenting opinion in the United States Circuit Court of Appeals for the Sixth Circuit in this case.

Wherefore petitioner prays that this motion be granted and that she may be enlarged upon recognizance as this court may direct.

MARIANNA VON MOLTKE,  
By G. LESLIE FIELD,  
*Attorney for Petitioner,*  
415 Dime Building,  
Detroit 26, Michigan.

June 9, 1947.

I, G. Leslie Field, attorney for petitioner in the above-entitled cause, do solemnly swear that the facts recited in the foregoing motion are true to the best of my knowledge and belief.

G. Leslie Field.

Subscribed and sworn to before me June 9, 1947.

Shogarth Altounian,  
Notary Public, Wayne County, Michigan.  
My commission expires July 24, 1949.

(Notarial Seal)